

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK

4 - - - - - x
5 AT LAST SPORTSWEAR, INC.,
6 Plaintiff,
7 Index No.
8 13CV2355

9 -against-

10 MICHAEL KAMENS,
11 Defendant.

12 - - - - - x

13 MICHAEL KAMENS,
14 Third-Party Plaintiff,

15 -against-

16 AT LAST SPORTSWEAR, INC., BONNI DUCHON,
17 SUNIL AHUJA AND SANJAY ISRANI,
18 Third-Party Defendant.

19 - - - - - x
20 CONTINUED ON NEXT PAGE:

21 DATE: September 17, 2013
22 DEPONENT: SUNIL AHUJA

23 ATKINSON-BAKER, INC.
24 COURT REPORTERS
25 (800) 288-3376
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REPORTED BY: LA VERNE HAIRSTON
FILE NO: A709DA4

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S. AHUJA

point, Mr. Sunil may want to take a break.
The only request I have of you is that we do
not break while a question is pending. So,
if I ask a question, please answer before we
take a break.

I also request that you do not
discuss your testimony with Ms. Windholz or
with Mr. Israni, your colleague, who is here
with us today. I note that Mr. Israni whose
deposition was taken several days ago is
present today. However, he is not to
participate in the deposition, other than as
an observer; do you understand?

A. I understand everything.

Q. What is your current business
address?

A. Current business address is 110
Enterprise Avenue, South Secaucus, New Jersey
and showroom address is 525 Seventh Avenue.

Q. Do you maintain an office at 525
Seventh Avenue yourself?

A. Yes.

Q. I also want to mention, and I
mentioned this at the other two depositions

1 S. AHUJA

2 in this case, we have recently served a
3 document request on your company. It went
4 out, if I am not mistaken, last week. Your
5 company has not yet had the opportunity to
6 respond to that request. You received it
7 about a week ago. If documents are produced
8 in response to our document request, we do
9 reserve the right to reopen the deposition in
10 this case at a later date. For that reason,
11 today's deposition will be relatively short.
12 We will not be taking a seven hour
13 deposition. I am not certain if we will go
14 past lunch, we may go past lunch. We will
15 not be here to 5:00 today or 6:00 today. As
16 a courtesy, I will certainly give your
17 counsel an opportunity to make whatever
18 remarks you want to that.

19 MS. WINDHOLZ: As we stated at
20 Mr. Israni's deposition, the Federal
21 rules and procedure clearly provides
22 that depositions that be conducted
23 over the course of seven hours in one
24 day, not on consecutive days. The
25 depositions are to begin and end in